

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

TYRONE P. JAMES
Plaintiff

v.

YORK COUNTY POLICE DEPARTMENT,
JAMES H. MORGAN, RICARDO PRODECOR,
RICHARD E. STONE, JR., JAMES
DET. KESSLER, CO. SAVARZ,
ERIN STONE, JAMES STONE,
and GREGORY SLOWINSKI
Defendants.

CIVIL ACTION NO. 1:01-CV-1015

(Judge Kane)

JURY TRIAL DEMANDED

FILED
HARRISBURG

FEB 17 2004

MARY E. D'ANDREA, CLERK
Per 918
DEPUTY CLERK

PLAINTIFF'S EXHIBITS FOR MOTION TO COMPEL DISCOVERY

Plaintiff's, Tyrone P. James, Exhibits, in support of plaintiff's Motion
To Compel Discovery; and hereby represent:

1. Plaintiff's request for production of documents, dated September 29,
2001. See Defendants' reply in Opposition Motion to Compel, Exhibit 1; and
responses.

2. Plaintiff's renewed request for discovery materials, after this
Honorable Court ruled on defendant motion to Dismiss Complaint, on December
12, 2003; see Defendants' Exhibit 2, and their opposing motion in opposition
to plaintiff's motion to compel. Also see documents presented with their
exhibits NO. 2, 3, and 4.

3. See Defendants' motion in Opposition, Exhibit 3 and 5; undeveloped
memoranda and document submitted to plaintiff, at 331 review for inspection.

4. Letter by Plaintiff's to Defendants counsel requesting specifics
documents. [Plaintiff First Letter].

5. Second set of misleading documents submitted to Plaintiff, by
Defendants counsel; see Defendant Exhibits NO. 6 and corresponding documents;
submitted with their Opposing Motion To Compel Discovery.

6. Plaintiff Second and subsequent letters, to Defendants counsel seeking
Discovery materials.

Date: January 30, 2004.

Respectfully Submitted,

Tyrone James EX9451

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

TYRONE E. JAMES,

Plaintiff,

v.

YORK COUNTY POSTAL DEPARTMENT,
JAMES A. JAMES, JR., REYNOLD E. JAMES,
RAYMOND E. JAMES, ERIC JAMES,
DAVE KESKULA, CARL JAMES,
RANNE STEVE, CARL JAMES,
and DEBORAH JAMES,
Defendants.

CIVIL ACTION NO. 1:01-CV-1015

(Judge (s))

301 TRIAL DEMANDS

MEMORANDUM OF DECISION

On January 30, 2004, Plaintiff's counsel contacted Court, I on this day serving a true and correct copy of Plaintiff's demand, a "Plaintiff's Demand For Motion To Compel Discovery," in the above set forth case to the following:

By First Class U.S. Mail

Jason D. Shuchman, Esq.
Office Of Attorney General
Commonwealth Of Pennsylvania
15th Floor, Strawberry Square
Harrisburg, PA 17122

Donald A. Reinhart
Law Office Of Donald A. Reinhart
3015 Eastern Blvd.
York, PA 17402.

Date: January 30, 2004.

Tyrone James

Tyrone E. James
EX 9451
P.O. Box 2
Sellefonte, PA 16823-0020

CIVIL ACTION NO. 1:01-CV-1015

EXHIBIT 1

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

TYRONE P. JAMES

Plaintiff

:

: Civil Action No.1:CV-01-1015

:

Judge Kane

v.

:

YORK COUNTY POLICE DEPT.,

:

ET AL.,

:

Defendants

PLAINTIFF'S FIRST SET OF
INTERROGATORIES

In accordance with Rule 33 of the Federal Rules of Civil Procedure, plaintiff requests that Defendant YORK COUNTY POLICE DEPT., ET AL, answer the following interrogatories separately and fully in writing under oath, and that the answers be signed by the person making them and be served on plaintiffs within 45 days of service hereof.

In responding to these interrogatories, furnish all information which is available to you, including information in the possession of your attorneys or

investigators for your attorneys, and not merely information known of your own personal knowledge.

If you cannot answer the following interrogatories in full, after exercising due diligence to secure the information to do so, so state, and answer to the extent possible, specifying your inability to answer the remainder, and stating whatever information or knowledge you have concerning the unanswered portions.

These interrogatories shall be deemed continuing, so as to require supplemental answers as new and different information materializes throughout this proceeding.

1. What is your full name and address?
2. On January 10, 2001 were you employed by the Pennsylvania State Attorney General Office.
3. On January 10, 2001, were you on duty as a Police officer/Agent at the Mail Box Etc. 2536 Eastern Blvd. York PA. located at the Kingston Square Center;
4. If yes, what was your reasons or purpose of being at that location; what is the full names, capacity and last known business and residence address of the individual who was your immediate superior?

(a) Were your superior present on January 10, 2001, at the Mail Box Etc. Kingston Square Center?

(b) If yes, what was their purpose for being at that location?

(c) At what time of the day did you go on duty?

(d) At what time of the day did you go off duty?

5. Did you have any encounter or contact with Plaintiff Tyrone P. James on January 10, 2001?

6. If yes, state specifically and in detail, as accurately as you can remember, the exact sequence of events that occurred subsequent to your initial encounter or contact with the Plaintiff on that date.

7. Did you at any time on January 10, 2001 or on any other date; trampled upon, arrest, beat, strike, kick, spray with MACE, or with any other chemical, or other-wise abuse Plaintiff?

8. If yes, were any other persons involved?

9. Was any written report made of the details of the conduct in interrogatories number- 7 ?

10. If yes, state:

(a) The name, badge or identification number, and present address of the persons who prepared each such report;

(b) the name, badge or identification number, and present address of the person or persons for whom each such report was prepared;

(c) The date, time, and place where each such report was prepared;

(d) The name, badge or identification number, and present address of the present custodian of each such report.

11. If the answer to question 9 is yes, was each such report written or reduced to writing?

12. If yes, attach a copy of each such written report to your answer to these interrogatories.

13. State the names and address or otherwise identify and locate any person or persons who, to your knowledge, or to the knowledge of your agents and attorneys, purport to have knowledge of facts relevant to the conduct described in these interrogatories.

14. Do you, your attorneys, or any person employed by you or your attorneys, have possession or know of the existence of any books, records, reports made in the ordinary course of business, other printed or documentary material, or photographs, drawings, or documents, or other tangible objects that are relevant to the conduct described in these interrogatories?

15. If yes, state the name and description of each such item; the name and address of each person who made, prepared or took each such item the

name and address of the present custodian of each such item; the date, time and place where each such item was made, prepared or taken; the method by and purpose for which each such item was made, prepared or taken;

(a) The manner in which each such item is relevant to the conduct described in these interrogatories.

16. If the answer to question 14 is yes, do you have knowledge of any item mentioned there being altered in any manner, lost or destroyed?

Dated: December 20, 2001.

By, Tyrone James
(signatures)

Tyrone P. James
3400 Concord Rd.
York, PA 17402

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

TYRONE P. JAMES

Plaintiff

CIVIL ACTION NO.

1:CV-01-1015

Judge Kane

v.

YORK COUNTY POLICE DEPT.,

ET AL.,

Defendants

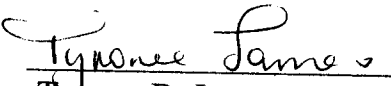
CERTIFICATE OF SERVICE

I certify under penalty of perjury that the foregoing **Plaintiff's First Set Of Interrogatories**, is true and correct pursuant to 28 U.S.C. 1746, and was caused to be served on the date shown below by depositing same in the United States mail, first-class, postage prepaid thereon, addressed as follows:

1. Office Of The Clerk
United States District Court
Middle District Of Pennsylvania
228 Walnut Street
P.O. Box 983
Harrisburg, PA 17108

2. Donald L Reihart, Esq.
Sup. Ct. I.D. #07421
2600 Eastern Boulevard
Suite 204
York, PA 17402-2904
3. LINDA S. LLOYD
Deputy Attorney General
I.D. #66720
Office Of Attorney General
15th Fl., Strawberry Square
Harrisburg, PA 17120.

Respectfully submitted,


Tyrone P. James
#62154
York County Prison
3400 Concord Road
York, PA 17402.

Dated: December 29 2001.

CIVIL ACTION NO. 1:01-CV-1015

EXHIBIT 2

Exhibit 2

Tyrone P. James
EX 9451
P.O. Box A
Bellefonte, PA 16823-0320

October 26, 2003

Office Of The Clerk
United States District Court
Middle District Of Pennsylvania
228 Walnut Street
P.O. Box 933
Harrisburg, PA 17193

CIVIL ACTION NO.1:01-CV-1015

Dear Clerk Of Court:

Enclosed, you will find three copies of Plaintiff's Reply Answers To Defendants' Answer To Plaintiff's Complaint and Amended Complaint; Verification; and Certificate Of Service, to be filed with this Honorable Court.

Also, enclosed are two copy of Plaintiff's First Set Of Interrogatories; and Request For Production Of Documents; Verification; and Certificate Of Service, one copy to be filed with this Honorable Court, for the records, and the other copy to be stamped and returned to Plaintiff's for his records.

Please forward the requested copies, to the address listed above, the following copies were forward on to the Defendants, in this matter, for Discovery materials.

I appreciate your timely response in this matter. Thank You.

Respectfully,

Tyrone P. James
EX 9451
P.O. Box A
Bellefonte, PA 16823-0320

IN THE UNITED STATES DISTRICT COURT

TYRONE P. JAMES
Plaintiff

V.

YORK COUNTY POLICE
DEPARTMENT JAMES H. MORGAN,
RICHARD PADDICORD, RAYMOND E. CRAUL,
GENE HILLS, DET. KESSLER, DET. RAYBARK,
RANDY SMITH, BRIAN WESTMORELAND,
and DETECTIVE GLOWACKSKI.
Inmates

CIVIL ACTION NO. 1:01-cv-1015

(Judge Kane)

PLAINTIFF'S FIRST SET OF INTERROGATORIES

In accordance with Federal Rules Of Civil Procedure, Rule 33, plaintiff requests that Defendant, York County Police Dept., et al, answer the following interrogatories separately and fully in writing under oath, and that the answers be signed by the person making them and be served on plaintiffs within 45 days of service hereof.

In responding to these interrogatories, furnish all information which is available to you, including information in the possession of your attorneys or investigators for your attorneys, and merely information known of your own personal knowledge.

If you can't answer the following interrogatories in full, after exercising due diligence to secure the information to do so, so state, and answer to the extent possible, specifying your inability to answer the remainder, and stating whatever information, or knowledge you have concerning the unanswered portions.

These interrogatories shall be deemed continuing, so as to require supplemental answers as new and different information materializes throughout this proceeding.

1. What is your full name and address?

3. On January 10, 1991, were you employed by the Pennsylvania State Police / General Office?

4. On January 10, 1991, were you in duty as a Police Officer sent to the Mail Box Site, John Western Blvd., York, Pennsylvania, located at the Alvin Karpis House (entry)?

5. If yes, what was your reasons or purpose of being at that location; what is the full name, capacity and last known business and residence address of the individual who was your immediate superior?

(a) Where your superior present on January 10, 1991, at the Mail Box Site, Alvin Karpis House (entry)?

(b) If yes, what was their purpose for being at that location?

(c) At what time of the day did you go on duty?

(d) At what time of the day did you go off duty?

6. Did you have any encounter, or contact with Plaintiff, Dymally, on January 10, 1991?

7. If yes, state specifically and in detail, as accurately as you can remember, the exact sequence or events that occurred subsequent to your initial encounter or contact with the Plaintiff on that date.

8. Did you at any time on January 10, 1991, or on any other date, travel upon, and over, use a vehicle in the arrest, arrest, handling, beat, strike, kick, away with baton, or with any other equipment, used a vehicle to transport Plaintiff, denied Plaintiff access to counsel, or other with said Plaintiff?

9. If yes, were any other person involved?

10. Was any written report made of the details of the contact in interrogative manner ??

11. If yes, state:

(a) The name, rank or identification number, and present address of the persons who prepared each such report;

(b) The name, or identification number, and present address of the person or persons for whom each such report was prepared;

(d) the date, time and place where each such report was prepared;

(e) the name, badge, or identification number, and current address of the present custodian of each such report.

11. If the answer to question 10 is yes, are each such report written, or reduced to writing?

12. If yes, attach a copy of each such written report to your answer to these interrogatories.

13. Name the names and titles, or otherwise identify and locate any person or persons who, to your knowledge, or to the knowledge of your Agents and Attorneys, purport to have knowledge of facts relevant to the conduct described in these interrogatories.

14. Do you, your Attorneys, or any person employed by you, or your Attorneys, have possession, or know of the existence of any notes, reports, reports made in the ordinary course of business, other printed, or documentary material, or photographs, drawings, or recordings, or other tangible objects that are relevant to the conduct described in these interrogatories?

15. If yes, state the names and descriptions of each such item; the names and addresses of each person who made, prepared, or took each such item; the names and addresses of the custodian of each such item; the date, time and place where each item was made, prepared, or taken; the method by and purpose for which each such item was made, prepared, or taken;

(a) the manner in which each such item was relevant to the conduct described in these interrogatories.

16. If the answer to question 14 is yes, do you have knowledge of any item described above being altered in any manner, lost or destroyed?

Date : October 14, 2001.

By, _____

(Signature)

Special Agent

SA 0111

F.B.I.

Harrisburg, PA 17103-0001

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

ROBERT P. JONES
Plaintiff

v.

YORK COUNTY POLICE
DEPARTMENT JAMES H. MORTON,
RICHARD PEDDICORD, RAYMOND L. STALL,
GARY F. ZELL, WGT. KESSLER, CO. HARTMAN,
ANDY SHIPP, BRIAN WESTERLUND,
and DETECTIVE MICHAEL
Defendants

FILED WITH NO. 1:01-CV-1015

(Jules (ms))

LETTER FOR PROSECUTION OF DEFENDANTS:

Plaintiff's request, pursuant to Fed.R.Civ.P. Rule 34 that Defendants, YORK COUNTY POLICE DEPT., et al., who have documents Plaintiff want to see, produce for inspection and copying the following documents:

1. Complete, accurate and legible copies of all official records reflecting departmental disciplinary action against all Police Officers Agents, who were in any way connected with the investigation and prosecution in this case.
2. All rules, regulations and policy pertaining to "Standard Police Procedure" on search and seizure, arrest and police interference.
3. All written statements, originals or copies, identifiable as reports of statements of Agents, Police, civilian witnesses, Manager and Employees at Mail Box Etc.
4. All pertinent transcription(s), communication records, facsimiles, memo(s), phone log(s), UPS receipts of the claimed delivered package, between California officials and Pennsylvania officials, involved in this case.
5. All information, original or copies, of Application for Probable Cause, Affidavit in conjunction with Application for search Warrant concerning

the seizure of said evidence at Mail Box Stc., including arrest warrant.

6. Any and all investigative information or report leading to the seizure of all said evidence is to be produced.

7. Any and all evidence seized, or stored and said evidence was in fact a seizure of said evidence from Baltimore, or Pennsylvania. Also, names and titles of those responsible parties for the seizure of said evidence from one jurisdiction to another, and the date, time, place, or original, recording of same action.

8. All reports and records generated, to enter Plaintiff's mail boxes, in the area of the area, January 1, 2001, through December 31, 2001.

9. All Government vehicle involved in the surveillance at the Western Space Center, or Eastern Blvd. York, Pennsylvania, January 1, 2001, including vehicle identification number, details of vehicle and license number.

10. All reports and records generated, documents shall be produced for inspection and copying of Plaintiffs at Baltimore, PA. For a, Baltimore, PA. 16823-0020, prior to any, and for Court Proceedings. Such documents shall be produced for inspection of Plaintiffs and shall be xeroxed or photocopied by Plaintiffs or their agents or employees and furnished to Plaintiffs.

Date: _____, 2001

Sincerely, W. Mitchell,

Cyrus P. Jones
16823-0020
Baltimore, PA 16823-0020

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

LYNDON P. JAMES

Plaintiff

v.

YORK COUNTY POLICE

DEPARTMENT, JAMES H. MORGAN,

RICHARD PADDICORD, RAYMOND E. STABLE,

GENE KELLS, DET. KESSLER, CO. DETONAK,

RAYD SHINES, BRIAN WESMORZLAND,

and DETECTIVE GUDZICKSKI,

Defendants

CIVIL ACTION NO. 1:01-CV-1015

(Judge Tamm)

VERIFICATION

I, Lyndon P. James, verify, under penalty of perjury, that the foregoing petition is true and correct to the best of my knowledge and belief, pursuant to 18 Pa.C.S. § 4904; 28 U.S.C. 1745.

Respectfully Submitted,

Date: October 24, 2003

Lyndon P. James

LA 9451

P.O. Box 3

Bellefonte, PA 16823-0020

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

THOMAS P. JAMES
Plaintiff

v.

YORK COUNTY POLICE
DEPUTY SHERIFF JAMES H. MORAN,
RICHARD P. BUCHHEIT, HAROLD E. BROWN,
JOHN F. GILLES, DET. KENNETH CO. WILSON,
JOHN J. BROWN, JAMES H. BROWN,
and DETECTIVE BLOOMBERG,
Defendants

CIVIL ACTION NO. 01-1015
(Judge Kane)

CERTIFICATE OF SERVICE

I hereby certify that I am on this day serving the foregoing PLAINTIFF'S
INTERROGATORIES [FIRST SET] and REQUEST FOR PRODUCTION OF DOCUMENTS, upon
the persons in the manner indicated below which service satisfies the
requirements of Fed.R.App.P., and pursuant to 28 U.S.C.1746:

SERVICE BY FIRST CLASS MAIL AS FOLLOWS:

Office Of The Clerk
United States District Court
Middle District Of Pennsylvania
228 Walnut Street
P.O. Box 913
Harrisburg, PA 17105

Jason C. Christano, Esquire
Office Of Attorney General
15th Floor, Strawberry Square
Harrisburg, PA 17120

Donald L. Roberts, Esquire
Law Office Of Donald L. Roberts
2600 Eastern Blvd., Suite 204
York, PA 17402.

Date: October 24, 2003.

Thomas P. James
By: [Signature]
P.O. Box 1
Harrisburg, PA 17105-0001

DEPT. ATTORNEY NO. 1:01 CV-1015

DEPT. ATTORNEY NO. 1:01 CV-1015

Tyrone P. James
EX 9451
P.O. Box A
Bellefonte, PA 16823-0820

October 31, 2003

RE: 1:CV-01:1015

Donald L. Reinhart
Law Office of Donald L. Reinhart
2600 Eastern Blvd., Suite 204
York, PA 17402

Dear Donald L. Reinhart:

On or around November 15, 2001 and December 12, 2001, this Plaintiff, Tyrone P. James, served Discovery material upon said Defendant, Baylark, Request For Production of Documents and Request For Interrogatories. Recently, this Plaintiff served another set of Discovery material upon Defendant, C/O Baylark; has of this date, the defendant has failed to comply or response to Discovery material, as to plaintiff requests.

Plaintiff's hereby request this defendant to response to discovery request within 30 days, upon receipt of this letter. The information plaintiff's seeks, concerned factual material, which raised the credibility determination of these defendants, which is very relevant, essential and very important, to the subject matter, and this case.

plaintiff's hereby requests full disclosure of the following documents, including previous requested documents and as follows:

REQUESTS FOR PRODUCTIONS OF DOCUMENTS:

1. Complete, accurate and legible copies of all official records reflecting departmental disciplinary action against defendant C/O Baylark; which included and not limited to:

(a) Disciplinary action, grievances, complaints, used of excessive force claimed since against this defendant, during his employment at the York County Prison.

(b) Documents showing work schedule, between the months of January 10, 2001 through December 2001, at the York County Prison.

(c) Prison Policy on phone calls given to a newly arrived Arrestee, or Detainee's.

(d) Printouts showing this Plaintiff's assigned Housing while at the York County Prison; Names and Numbers of all Intake Inmate, that arrived at the York County Prison, on January 10, 2001.

2. All information, original or copies of application, instruction, by Defendant Morgan, to Defendant Baylark, regarding this Plaintiff's, Tyrone P. James, at Admission, York County Prison, on January 10, 2001, concerning phone calls; that included and not limited to:

(a) Any and all instruction given by Defendant Morgan, "Not to give James any phone calls, Pending investigation."

(b) Original, or copies of all contacts, visits, that this Defendant has in his possession between the Plaintiff's and Defendant Morgan, from January

10, to December 31, 2001.

This information is essential to this case and can't be obtained any other way. It's very important and relevant to the Subject matter.

PLEASE TAKE NOTICE: that the above requested documents and previous requests, shall be produced for inspection and copying at the State Correctional Institution-Rockview, prior to any dates set forth for court proceeding. Plaintiff's, is indigent, the copies should be provided to him free of charge. Plaintiff's moves pursuant to Rule 34(b) and 37(a); Fed.R.Civ.P., for Defendant to produce for inspection and copying of the documents, requested.

Respectfully,

Tyone James

Tyone P. James
BX 2151
P.O. Box 2
Bellefonte, PA 16823-0620.

Tyrone P. James
EX 9451
P.O. Box A
Bellefonte, PA 16823-0320

October 31, 2003

RE: 1:CV-01-1015

Jason C. Giurintano, DAG
Office Of Attorney General
Commonwealth Of Pennsylvania
Strawberry Square
Harrisburg, PA 17120

Dear Jason C. Giurintano,

I, Tyrone P. James, Plaintiff, is in receipt of Defendants response to Plaintiff's "Request For Production Of Documents," and as noted that, Request For Interrogatories have not been answered by the defendants. Also Defendants objections to some of this Plaintiff request for products of documents, stating that, certain requests were vague, unclear, ambiguous, and failed to identified the particular documents plaintiff seeks. Defendants also, placed objections against certain information plaintiff requested, stating, documents were privilege information, including but not limited to information covered by the executive privilege, attorney-client privilege, or the work product doctrine; also defendants claimed, that documents and information weren't in their possession, custody or control of these defendants. Please note, the documents and information plaintiff seek have been presented at prior litigation, are relevant, and very important to this litigation.

The Defendants have failed to identified any or particular privilege documents requested by this Plaintiff. Defendants only asserted privilege in an generalized fashion. The documents and information these defendants are claiming to be privileged are not specifically designated and described. Plaintiff requests are pertaining to factual matter relating to these decision; deliberative and advisory material, which this plaintiff needs for the material out weight the policies favoring secrecy. Plaintiff need prior conducts of used of excessive force, verbal abuse, violation of arrestee's Due Process Rights, under PA and U.S. Const., Planted any illegal evidences in the past and conducted illegal arrests, filed false claims against arrestee's. Also have there been any disciplinary action, grievance and complaints filed against these defendants in the past, by any person, or surmise. This case raises the credibility determinations of these defendants and the information plaintiff's seeks, concerned sexual material, which is very relevant, essential, vital and very important, to this subject matter, and this case.

Plaintiff, hereby requests full disclosure of the following documents:

REQUEST FOR PRODUCTION OF DOCUMENTS:

1. Complete, accurate, and legible copies of all official records reflecting departmental disciplinary action against all Officers/Agents who were in any way connected with the investigation and prosecution in this case; which included and not limited to:

(a) Disciplinary action, grievance, complaints, used of excessive force claimed, filed against all defendants, during their employment history, with the appropriate agency.

2. All rules, regulations and policy pertaining to "Standard Police Procedure," on search and seizure, and arrest, which includes and not limited to:

(a) Private mail box searches; Search and Arrest Warrant procedure;

Warrantless arrest; Preliminary Arraignment, (Place, time and date for preliminary arraignment).

(b) Police Procedure on the Interdiction on Drug parcel, or packages; and the shipping of contraband from one agents to the next, i.e., Defendant Sipes, from California, to Defendant Morgan, at the Attorney General Office.

3. All written statements, originals or copies, identifying as reports of statements by agents, police and civilian manager and employee's at the Mail Box Etc., which includes, but not limited to:

(a) Statements and business reports of manager and employee's at the Mail Boxes Etc., both in California and Pennsylvania.

(b) Eyewitnesses reports and statements; Any statements made by Plaintiff; signed waiver of Miranda, and any signed waiver card.

(c) Supervisor reports; Defendants written reports; report of shipping and receiving of contraband, by Defendants from CA. and PA., between January 8 through 10, 2001; United Parcel Service delivery of said packages, and search and arrest warrant for said packages and Plaintiff, dated January 10, 2001; date and time of delivery by UPS driver.

4. All pertinent transcript(s); communication reports; facsimiles, memo, phone log(s), between California officials and Pennsylvania officials; which included and not limited to:

(a) Reports from California Agents search warrants in California; memo's presented to several Mail Boxes Etc., in California; shipping receipts and label of said packages; inventory receipts, (showing time and date), showing said package was placed in the Regional Evidence Room, for transportation to the PSP crime lab, on January 10, 2001, by a custodian, as stated in the police report; inventory receipts, of property seized at 1535 Eastern Blvd., York PA 17402, on January 8, 9, & 10, 2001; Defendant Sipes, receipts of the shipping of said package, from California, to State Attorney General Office in Pennsylvania, on January 10, 11, 12, 2001.

(b) Authentication of any phone conversations between agents, as to time, date and place; calls made by any of the Defendants, to Plaintiff's phone number on January 10, 2001, between 11:00 a.m. to the time of he was arrested.

5. All information, original or a copy, of application for probable cause, affidavit in conjunction with application for search warrant concerning the seizure of said evidence at Mail Box Etc., which included and not limited to:

(a) Search warrant to enter Plaintiff's private mail box, or Mail Box Etc., 1535 Eastern Blvd., on January 8, 9, and 10, 2001, by Defendants; Arrest and Detention, warrants issued by the Magistrate's Infra. Dept.

(b) Vehicles involved in the investigation and surveillance, such as License Number, vehicle ID number, at the Kingston Square Center, 1535 Eastern Blvd., York, PA 17402, on January 8, 9, & 10, 2001.

(c) Any instructions and reports, given to Prison officials, by Defendants, specifically, James Morgan, to prison officials, at the York County Prison, on January 10 & 11, 2001. "Not to give James, any phone call pending investigation."

(d) Signature and Authentication of all documents presented.

5. Any and all investigative information of record leading to the seizure of all said evidence is this case; which included and not limited to:

(a) Probable cause; arrest of Plaintiff, search of plaintiff's private mail box, specifically Box 154, at Mail Box Etc., 2536 Eastern Boulevard, York PA., items confiscated, and search warrants issued; and the search of Plaintiff's person and property.

7. Any and all receipts showing of record that said evidence was in fact "A matter of mail material," from California, to the State Attorney General Office, Pennsylvania; memo's Business cards, shipping agreements, [Mail Box Etc.] and shipping receipts, that are in the position of all the defendants and eyewitnesses.

Plaintiff's has a legal right to anything that is in any way "Relevant to the subject matter involved in the pending action;" including anything pertinent to any defense offered by the officials, so long as Plaintiff requests don't impose "Undue Burden, or expense. This Production Of Documents and the unanswered Interrogatories, request is not unreasonable to require defendant to undergo the burden of answering these requests. Plaintiff's contend that it's applicable to the subject matter involved in the pending action and the totality of the circumstances and reasonableness surrounding this intrusion of Plaintiff Constitutional rights: The Fourth Amendment Claim of Excessive Force; Right Amendment Claim of Excessive Force; and Ninth Amendment Right to Counsel of Defendants. This information is essential to this case and can't be obtained any other way.

PLEASE TAKE NOTICE: That the above request documents shall be produced for inspection and copying at the State Correctional Institution-McCabe, prior to any dates set forth for court proceedings; Plaintiff is indigent, the copies should be provided to him free of charge. Plaintiff's moves pursuant to Rules 34(b) and 37(a), Fed.R.Civ.P., for Defendants to produce for inspection and copying of the documents requested.

Respectfully

Tyronne L. Jones

Tyronne L. Jones

SY 0451

1000 York St.

Bellefonte, PA 16823-0320

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

TYRON E. JAMES :
Plaintiff, :
 : CIVIL ACTION NO. 1:01-CV-1015
v. :
 : (Judge Gane)
YORK COUNTY POLICE DEPARTMENT, :
JAMES H. GORREL, RICHARD P. DUFFORD, :
RAYMOND W. CARL, JAMES PALL, :
DET. KIMBERLY CO. RAYMOND, :
RANDY SEARS, KATHY HIGHTSHAW, :
and ORIGINALLY SUBMITTED :
Indefinitely. :

EXHIBIT 21 - AFFIDAVIT

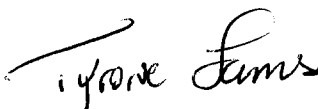
I hereby certify that I am on this day serving the foregoing PLAINTIFF'S
LETTERS, FOR SUBPOENA DUCES TECUM [ETC.] and AFFIDAVIT FOR PRODUCTION OF
DOCUMENTS upon the person in the name indicated below which service satisfies
the requirement of Fed.R.C.P., Rule 26.1 and 26.2.

SERVICE BY FIRST CLASS MAIL TO COMPANY:

Jason C. Christman, DAI
Office of Attorney General
Commonwealth of Pennsylvania
Statehouse Square
Harrisburg, PA 17133

Donald A. Reinart
Law Office of Donald A. Reinart
1000 Market Blvd., Suite 204
York, PA 17402

Date: October 16, 2001



Tyron E. James
Attorney
P.O. Box 4
Harrisburg, PA 17133-0004

CIVIL ACTION NO. 1:01-CV-1015

EXHIBIT 6

Tyrone P. James
EX 9451
P.O. Box A
Bellefonte, PA 16823-0820

November 20, 2003

Jason C. Giurintano, DAG
Office Of Attorney General
Commonwealth Of Pennsylvania
Strawberry Square
Harrisburg, PA 17120

RE: Tyrone P. James v. York County Police Department, et. al., NO. 1:01-cv-1015

Dear Jason C. Giurintano, DAG:

I am in receipt of all your correspondences, and apparently your conduct and ethic, is not in compliance with the Rule of Professional Conduct and Ethics; You and your Clients have been evading the Discovery process, and plaintiff's requests for Discovery. You have not comply with the Federal Rule of Discovery procedures. Note Plaintiff's seek twenty-five questions in his interrogatories, noting more, noting less, which the Defendants, have failed to answered, or answered incomplete. The documents you presented are documents that was after this Plaintiff's was arrested, which have nothing to do with the incident that lead to the plaintiff confrontation with these Defendants. Also note, that Defendant Glowatski's response, dated 11/2/03, contained a missing page; this defendant didn't answered questions 5 and 6. I am still not in receipt of Defendants Morgan and Peddicord Interrogatories. Also note that the incomplete production of documents was send to the Superintendent assistance, Mr. Jeffrey Rackovan, who as nothing to do with this Civil matter. Please note that the Documents, I requested, is not the Documents you or the defendants presented, please see your Attachments, and the requested documents the Plaintiff's requested. Candidly you have been evading this Pro se Litigation requests, as stated in your letter. If documents is not received for inspection and copying by this Plaintiff's within 20 days from the date of this letter, you leave me no alternative but to petition the Court, for you to produce the requested documents. Defendant Morgan, is a defendant in this matter, and his report is questionable, based on his credibility. Plus this Defendant has been terminated from the State Attorney General Office, back in 2002, which brought forth the question of his credibility. There was more report available, more person involved in the investigations, and defendant Morgan reports alone is not sufficient. I request that you provide me with the requested documents and interrogatories, and also the incomplete pages from the interrogatories.

I, await your timely response, again please check the document that was provided to me, at SCI-Rockview, apparently, your client have not been very honest with you and in the process, have committed perjury. I await you response. Thank,

Respectfully,

Tyrone James

Tyrone P. James
EX 9451
P.O. Box A
Bellefonte, PA 16823-0820

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

TYRONE B. JAMES
Plaintiff

3

YORK COUNTY POLICE DEPARTMENT,
JAMES E. MORGAN, RICHARD MONTOMERIE,
RAYMOND E. CRAD, GENE FREAS,
DET. KENNETH W. BAYARD,
RANDY FISCH, BRIAN MONTOMERIE,
and DETECTIVE MONROUSSE
Defendants.

CIVIL ACTION NO. 1:01-CV-1015

(Judge Kane)

I, Tyronne A. Lewis, Plaintiff hereby certified that, I am this day serving a home and arrest order to defendant currently a letter in support of Plaintiff's Request for Production of documents and Defendants Incarceration, in the matter set forth below to the following:

2nd First Class 100.00

Jason C. Giardinano, OAG
Office of Attorney General
Commonwealth of Pennsylvania
Harrisburg, Pa
Harrisburg, PA 17133

Gerald N. Rothert
Law Office of Gerald N. Rothert
2400 Eastern Blvd., Suite 204
Yonk., NY 17402

Tyrone James

Tyrone P. James
Rt. 2, Box 1
P.O. Box A
Bellfonte, PA 16823-1701

Tyrone P. James
EX 9451
P.O. Box A
Bellefonte, PA 16823-0320

November 22, 2003

Jason C. Guirintano, DAG
Office Of Attorney General
Commonwealth Of Pennsylvania
15th Floor, Strawberry Square
Harrisburg, PA 17120

RE:1:01-cv-1015

Dear Mr. Jason C. Guirintano, DAG

I am in receipt of Defendant Kessler's response to Plaintiff's First Set Of Interrogatories, dated 06, 2003, which appeared to be inadequate, unclear, and incomplete.

1. Interrogatories NO.4, Defendant answer is inadequate, incomplete, and unclear, because he failed to states, that he was the Supervisor, or disclose the time of day this defendant was present on duty, or time of day he got off duty. Also, has to his purpose, "To arrest Tyrone James," is insufficient, and plain, because you can't arrest a person without probable cause. Information is very relevant, and reasonably calculated to lead to the discovery of other admissible evidences.

2. Interrogatories NO.7-10, Defendants failed to mentioned his own surveillance report that explained his participation that day; or disclose the reports of his fellow officers, in which he supervised. Defendants responses are incomplete, inadequate. Information is relevant and could reasonably calculate to lead to admissible evidences.

3. Interrogatories NO.11-14, Defendant answer is incomplete, inadequate, ambiguous and unclear, because he failed to answer those interrogatories, note, interrogatories 11-14, are missing from Defendant response. Defendant has waived his objection. Information is very relevant, and reasonably calculated to lead to admissible evidence.

4. Interrogatories NO.13, The answer is incomplete, inadequate and unclear, the Defendant failed to specified what is vague unclear and overbroad. The nature of this question is relevant to this civil case and will lead to other admissible evidence. Defendant answered these questions in an very inadequate and incomplete manner. Answers to question 13, is very relevant to this case. The names and address, identity, telephone number and location of any person, or persons have knowledge, or knowledge of agents and attorneys, purport to have knowledge of facts relevant to the conduct described in these interrogatories are very relevant to this case, the information sought is reasonably calculated to lead to the discovery of admissible evidence.

Plaintiff's request a complete and appropriate disclosure and response to these Interrogatories within, 20 days, upon receipt of this letter. Thank you.

Respectfully,

Tyrone James
EX9451

Tyrone P. James
EX 9451
P.O. Box A
Bellefonte, PA 16823-0020

November 22, 2003

Jason C. Guirintano, DAS
Office Of Attorney General
Commonwealth Of Pennsylvania
15th Floor, Strawberry Square
Harrisburg, PA 17120

RE:1:01-cv-1015

Dear Mr. Jason C. Guirintano, DAS

I am in receipt of Defendant Fell's response to Plaintiff's First Set Of Interrogatories, dated 05, 2003, which appeared to be inadequate, unclear, and incomplete.

1. Interrogatories NO.4. Defendant answer is inadequate, incomplete, and unclear, because he failed to states, his Supervisor, or disclose the time of day this defendant was present on duty. or time of day he got off duty. Information is very relevant, and reasonably calculated to lead to the discovery of other admissible evidences.

2. Interrogatories NO.5-6, Defendants failed to provide proper reasons or explained his whereabouts that day. Responses are incomplete, inadequate. Information is relevant and could reasonably calculate to lead to admissible evidences.

3. Interrogatories NO.7-10. Defendant answer is incomplete, inadequate, ambiguous and unclear, because he failed to states, or specified his whereabouts that day. between January 8-10. 2001. Information is very relevant, and reasonably calculated to lead to admissible evidence.

4. Interrogatories NO.13. The answer is incomplete, inadequate and unclear, the Defendant failed to specified what is vague unclear and overbroad. The nature of this question is relevant to this civil case and will lead to other admissible evidence. Defendant answered these questions in an very inadequate and incomplete manner. Answers to question 13, is very relevant to this case. The names and address, identity, telephone number and location of any person, or persons have knowledge, or knowledge of agents and attorneys, purport to have knowledge of facts relevant to the conduct described in these interrogatories are very relevant to this case, the information sought is reasonably calculated to lead to the discovery of admissible evidence.

Plaintiff's request a complete and appropriate disclosure and response to these Interrogatories within, 20 days, upon receipt of this letter. Thank you.

Respectfully,



Tyrone P. James,
EX 9451.

Tyrone P. James
EX 9451
P.O. Box A
Bellefonte, PA 16823-0320

November 22, 2003

Jason C. Guirintano, DAG
Office Of Attorney General
Commonwealth Of Pennsylvania
15th Floor, Strawberry Square
Harrisburg, PA 17120

RE:1:01-cv-1015

Dear Mr. Jason C. Guirintano, DAG

I am in receipt of Defendant Westmoreland's response to Plaintiff's First Set Of Interrogatories, dated 06, 2003, which appeared to be inadequate, unclear, and incomplete.

1. Interrogatories NO.4. Defendant answer is inadequate, incomplete, and unclear, because he failed to states, he was the Supervisor for Defendant Morgan, or disclose the time of day this defendant was present at the Mail Box Etc., and his purpose for being at that location. Information is very relevant, and reasonably calculated to lead to the discovery of other admissible evidences.

2. Interrogatories NO.6. Defendants failed to provide proper response or explained the meaning thoroughly of the word "interdiction," or explained in specific as to what way he identified himself; whether they were all in plain clothes and as to what knowledge he had at that particular time, to believed that this Plaintiff's through that the package he was picking up contained marijuana, how much knowledge he was given by Agent Morgan, about the content of this package, why Plaintiff's was not charge with resisting arrest, if there was a wrestle with these officer, or disclose that he was the Supervisor from the State Attorney General Office, supervising Defendant Morgan. Interrogatories NO.8, was incomplete, inadequate. Information is relevant and could reasonably calculate to lead to admissible evidences.

3. Interrogatories NO.7-10, Defendant answer is incomplete, inadequate, ambiguous and unclear, because he failed to states, other reports made, other officers reports made of the incident; and to disclose those reports relating to this defendant arrest at the Mail Box Etc.; time, and place where each report was prepared and the Custodian of each such report and whether or not he made out a Supervisory report. Information is very relevant, and reasonably calculated to lead to admissible evidence.

4. Interrogatories NO.13, the answer is incomplete, inadequate and unclear, the Defendant failed to specified what is vague unclear and overbroad. The nature of this question is relevant to this civil case and will lead to other admissible evidence. Defendant answered these questions in an very inadequate and incomplete manner. Answers to question 13, is very relevant to this case. The names and address, identity, telephone number and location of any person, or persons have knowledge, or knowledge of agents and attorneys, purport to have knowledge of facts relevant to the conduct described in these interrogatories are very relevant to this case, the information sought is reasonably calculated to lead to the discovery of admissible evidence.

Plaintiff's request a complete and appropriate disclosure and response to these Interrogatories within, 20 days, upon receipt of this letter. Thank you.

Respectfully,

Tyrone James

Tyrone P. James
EX 9451
P.O. Box A
Bellefonte, PA 16823-0020

November 22, 2003

Jason C. Guirintano, DAG
Office Of Attorney General
Commonwealth Of Pennsylvania
15th Floor, Strawberry Square
Harrisburg, PA 17120

RE:1:01-cv-1015

Dear Mr. Jason C. Guirintano, DAG

I am in receipt of Defendant Glowczeski's response to Plaintiff's First Set Of Interrogatories, dated 06, 2003, which appeared to be inadequate, unclear, and incomplete.

1. Interrogatories NO.4. Defendant answer is inadequate, incomplete, and unclear, because he failed to states, his Supervisor, or disclose the time of day this defendant was present at the Mail Box Etc., and his purpose for being at that location. Information is very relevant, and reasonably calculated to lead to the discovery of other admissible evidences.

2. Interrogatories NO.5-6, Defendants failed to provide a response to interrogatories NO.5; Interrogatories NO.6. was incomplete, inadequate, page NO.5, was missing from this Defendant response. This response is incomplete. Information is relevant and could reasonably calculate to lead to admissible evidences.

3. Interrogatories NO.7-10, Defendant answer is incomplete, inadequate, ambiguous and unclear, because he failed to states, other reports made, other officers reports made of the incident; and to disclose those reports relating to this defendant arrest at the Mail Box Etc.; time, and place where each report was prepared and the Custodian of each such report. Information is very relevant, and reasonably calculated to lead to admissible evidence. His response to NO.7, is (Yes.)No., is very ambiguous.

4. Interrogatories NO.13, The answer is incomplete, inadequate and unclear, the Defendant failed to specified what is vague unclear and overbroad. The nature of this question is relevant to this civil case and will lead to other admissible evidence. Defendant answered these questions in an very inadequate and incomplete manner. Answers to question 13, is very relevant to this case. The names and address, identity, telephone number and location of any person, or persons have knowledge, or knowledge of agents and attorneys, purport to have knowledge of facts relevant to the conduct described in these interrogatories are very relevant to this case, the information sought is reasonably calculated to lead to the discovery of admissible evidence.

Plaintiff's request a complete and appropriate disclosure and response to these Interrogatories within, 20 days, upon receipt of this letter. Thank you.

Respectfully,

Tyrone James

Tyrone P. James,
EX 9451.

November 22, 2003

Tyrone P. James
EX 9451
P.O. Box A
Bellefonte, PA 16823-0820

Jason C. Giurintano, DAG
Office Of Attorney General
Commonwealth Of Pennsylvania
15th Floor, Strawberry Square
Harrisburg, PA 17120

RE:1:01-cv-1015

Dear Mr. Jason C. Guirintano, DAG

I am in receipt of Defendant Crawl's response to Plaintiff's First Set Of Interrogatories, dated 17, 2003, which appeared to be untimely.

1. Interrogatories NO.4, Defendant answer is inadequate, incomplete, and unclear, because he failed to state, his Supervisor, or disclose the time of day this defendant was present at the Mail Box Etc.; Information is very relevant, and reasonably calculated to lead to the discovery of other admissible evidences.

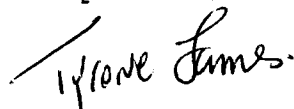
2. Interrogatories NO.7-10, Defendants answer is incomplete, inadequate, and unclear, because, he failed to states, other reports made, other officers reports made of the incident, and to disclose those reports relating to this defendant arrest of the Mail Box Etc.; time, and place where each report was prepared and the Custodian of each such report. Information is relevant and could reasonably calculate to lead to admissible evidences.

3. Interrogatories NO.13, The answer is incomplete, inadequate and unclear, the Defendant failed to specified what is vague unclear and overbroad. The nature of this question is relevant to this civil case and will lead to other admissible evidence. Defendant answered these questions in an very inadequate and incomplete manner. Answers to question 13, is very relevant to this case. The names and address, identity, telephone number and location of any person, or persons have knowledge, or knowledge of agents and attorneys, purport to have knowledge of facts relevant to the conduct described in these interrogatories are very relevant to this case, the information sought is reasonably calculated to lead to the discovery of admissible evidence.

4. Interrogatories NO.15, is incomplete, there is no answers, relating to this question. Defendant failed to disclose names and description of each items; names and address of each who made, or prepare, the addresses of the present custodian of each such items. This information is relevant, and is reasonably calculated to lead to admissible evidences.

Plaintiff's request a complete and appropriate disclosure and response to these Interrogatories within 20 days upon receipt of this letter. Thank you.

Respectfully,



Tyrone P. James,
EX 9451.

Tyrone P. James
EX 9451
P.O. Box A
Bellefonte, PA 16823-0620

November 22, 2003

Jason C. Giurintano, DAG
Office Of Attorney General
Commonwealth Of Pennsylvania
15th Floor, Strawberry Square
Harrisburg, PA 17120

RE:1:01-cv-1015

Dear Mr. Jason C. Giurintano, DAG

I am in receipt of Defendant Peddicord's response to Plaintiff's First Set Of Interrogatories, dated 19, 2003, which appeared to be untimely.

1. Interrogatories NO.7-10, Defendant answer is incomplete, inadequate and unclear, because he failed to state, etc, Own report made, other officers reports made of the incident, and to disclose trust reports relating to this defendant arrest of the Mail Box Etc.; time, and place where each report was prepared and the Custodian of each such report. Information are very relevant, and reasonably calculated to lead to admissible evidence.

2. Interrogatories NO.13, The answer is incomplete, inadequate and unclear, the Defendant failed to specified what is vague unclear and overbroad. The nature of this question is relevant to this civil case and will lead to other admissible evidence. Defendant answered these questions in an very inadequate and incomplete manner. Answers to question 13, is very relevant to this case. The names and address, identity, telephone number and location of any person, or persons have knowledge, or knowledge of agents and attorneys, purport to have knowledge of facts relevant to the conduct described in these interrogatories are very relevant to this case, the information sought is reasonably calculated to lead to the discovery of admissible evidence.

Plaintiff's request a complete and appropriate disclosure and response to these Interrogatories within, 20 days, upon receipt of this letter. Thank you.

Respectfully,



Tyrone P. James,
EX 9451.

November 22, 2003

Tyrone P. James
EX 9451
P.O. Box A
Bellefonte, PA 16823-0820

Jason C. Giurintano, DAG
Office Of Attorney General
Commonwealth Of Pennsylvania
15th Floor, Strawberry Square
Harrisburg, PA 17120

RE:1:01-cv-1015

Dear Mr. Jason C. Guirintano, DAG

I am in receipt of Defendant Morgan's response to Plaintiff's First Set Of Interrogatories, dated 19, 2003, which appeared to be untimely.

1. Interrogatories NO. 4, Defendant answer is incomplete, inadequate and unclear, because he failed to states, his, Supervisor, or disclose the time of days this Defendant was present at the Mail Box Pto. Information are very relevant, and lead to admissible evidences.

2. Interrogatories NO.13, the answer is incomplete, inadequate and unclear, the Defendant failed to specified what is verue unclear and overbroad. The nature of this question is relevant to this civil case and will lead to other admissible evidence. Defendant answered these questions in an very inadequate and incomplete manner. Answers to question 13, is very relevant to this case. The names and address, identity, telephone number and location of any person, or persons have knowledge, or knowledge of agents and attorneys, purport to have knowledge of facts relevant to the conduct described in these interrogatories are very relevant to this case, the information sought is reasonably calculated to lead to the discovery of admissible evidence.

Plaintiff's request a complete and appropriate disclosure and response to these Interrogatories within, 20 days, upon receipt of this letter. Thank you.

Respectfully,

Tyrone James

Tyrone P. James,
EX 9451.

Tyrone P. James
EX 9451
P.O. Box A
Bellefonte, PA 16823-0820

November 22, 2003.

Jason C. Giurintano, DAC
Office Of Attorney General
Commonwealth Of Pennsylvania
15th Floor, Strawberry Square
Harrisburg, PA 17120

RE: 1:01-cv-1015

Dear Mr. Jason C. Giurintano, DAC

1. Tyrone P. James, is in receipt of Defendant's response to Plaintiff's Second Request For Production Of Documents, dated 17, 2003, which appeared to be inadequate, unclear, and incomplete. Please note, as set forth in this plaintiff's response dated October 31, 2003, which states with specifics the documents this plaintiff's seek and was not in the documents submitted to the Superintendent assistance, Mr. Jeffrey Rascoven, for plaintiff's to inspect and copy. The Defendant submitted nine (9) attachments, which is insufficient and irrelevant to the documents this plaintiff requested. The Defendants have failed to provide the documents requested, for inspection and copying.

1. Defendants placed objection to each and every document requested that it is vague, ambiguous, unclear, overbroad, unduly, burdensome and not reasonably calculated to lead to the discovery of admissible evidences; but failed to specified what documents is vague, ambiguous, unclear, overbroad, unduly, burdensome and not reasonably calculated. Plaintiff's avers, that the document requested are relevant to this case. This Civil matter deal with the credibility determination of these Defendants.

2. Defendants object to Plaintiff's Request for Production of Documents, avers, privilege information, including, but not limited to information covered by the executive privilege, attorney-client, and work product doctrine. These defendants have failed to turned over relevant documents, consist of factual material that is very vital and relevant to this litigation and reasonably calculated to lead to admissible evidences. Defendants failed to described the documents and information they are specifically designated, or claiming to be privilege. Plaintiff request are pertinent to factual matter relating these decision; the deliberative and advisory material, plaintiff seeks from this request out weight the policies fleeing secrecy.

3. Defendants object to each documents Plaintiff's requested avers that said documents, or information are not in possession, custody or control of Defendants. Defendants have failed to describes those documents. Documents plaintiff's seek should be in the position of the Defendants, which were present at prior proceeding and are in the Custody of their property. Custodians, York County Police Department, State Attorney General Office, Region III Evidence Inventory, Headquarter. Therefore, these items requested are very important and relevant to this case and could calculate to lead to admissible evidence.

4. Defendants specific objections and general objections are vague, unclear and ambiguous; Defendants doesn't specified with specific as to the particular set of documents they are placing their objections.

DEFENDANTS ANSWER TO REQUEST FOR PRODUCT OF DOCUMENTS

1. Defendant object to this request, stating that there was no disciplinary action taken against any of the Defendants as a result of this case. This response is incomplete, this request is related to their work history, as to their prospective employer's and job history. They failed to answered this request, and to present the documents plaintiff's requested. Information is reasonably calculated to lead to the discovery of admissible and/ or relevant evidence.

2. Defendant object to request NO. 2, claiming request is vague and ambiguous. Defendants failed to define what is vague or ambiguous. Furthermore plaintiff's request is not loose or require the defendants, to put together any written documents, that is lengthy, but requested specific documents that is relevant to this case, and could reasonably calculated to lead to admissible evidence. Plaintiff request are pertinent to factual matter relating to this case, and the request out weight the policies favoring secrecy, (b) Defendant objection is not specific relating to vague or ambiguous. The factual matter of the whole matter arise from mail matter and interdiction of package, therefore Defendant is quite aware of the specific documents on police procedure relating to "the shipping of contraband from one agents [sic] to the next;" Defendants response is very insufficient, and incomplete.

3. Defendant object to this request NO. 3, the Business record relating to the arrest of this Plaintiff's which transpire the used of excessive force against this plaintiff is very relevant to this litigation, and all written reports in the custody of the defendants, should be available to him. Defendant Morgan report, is questionable, lacked truthfulness, and is full of falsity, and doesn't state all the necessary information, See Attachment 2, Initial Report, in which he himself states was incomplete. Documents requested are incomplete and inadequate. These document were previously used by the defendants whom maintained control over said documents. Furthermore, these documents was not the product of recent document requested. See Attachment 1-3.

4. Defendants object to this Request, stating that this request was provided to the Plaintiff in Defendants response to this Plaintiff's First Set of requests. Upon careful examination of the Attachments, provided to the Plaintiff's by the defendants, the record reveal that no such document was provided; this is an attempts, to avoided plaintiff request, the request are relevant and Defendants are aware of the existence of such documents, they were part of the investigation, arrest, and surveillance teams.

5. Defendants objections are irrelevant to request NO. 5., upon careful examination of the submitted documents send by Defendants counsel to the Superintendent assistance, Mr. Jeffrey Radovan, at BIL-Hocview, no such documents was presented. All document presented deal with the Ex-Post-Facto, relating to Plaintiff's arrest which are irrelevant, to the circumstances surrounding the probable cause, the use of excessive force, by vehicle and defendants, and time plaintiff's was preliminary arraigned. response is incomplete, requested documents are relevant, and is reasonably calculated to lead to discovery of admissible and/ or relevant evidence. Specifically the license plate number of the vehicle driven by Defendant Glowczeski's that was used to stroke Plaintiff. Documents existed in prior litigation. Specifically Defendant Morgan Instruction to Defendant C/O Baylark.

6. Defendants objections to Request NO.6, is unclear, because defendant failed to specified what is unclear or vague. No such documents were provided to this Plaintiff's.

7. Defendants objection and references to Request NO. 7 of this

Plaintiff's request has to mail matter, and Attachment 1-4, are misleading and are produce in bad faith, these production are incomplete and inadequate, from my investigation, there was no FedEx shipping receipts involved, and these documents were not apart of defendants good faith effort to response to requests of pro se plaintiff. Please refer to attachment 1-9 send on October 27, 2003. Defendants failed to submits the documents which are relevant to the factual material to this litigation. Again Plaintiff's requests doesn't concerned the Superintendent assistance, Jeffrey Rackovan, here, as plaintiff was told, by staffs, therefore all requests should be directed to this Plaintiff's. This Plaintiff request any and all production of documents, not to what Defendants have agreed to produce, relating to this litigation. Please note, such documents, are not part of my institutional filed, and if made part of my central filed, this Plaintiff's will immediately informed the Court and request sanctions for possible mis-conducts; See DOC § 003. Mr. Rackovan, again expresses that the institutions have nothing to do with this private matter, and who authorized this type of behavior by Counsel.

plaintiff's request a complete and appropriate disclosure and response to these Request For Production Of Documents within 20 days, upon receipt of this letter. Thank you.

Respectfully,

Myron P. James

Myron P. James
BX 9451.

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

TYRONE P. JAMES

Plaintiff,

v.

YORK COUNTY PENITENTIARY,
JAMES H. MOYER, RICHARD SEDGWICK,
RASHON E. COTTELL, RICHARD J. YOUNG,
DET. JOSEPH W. RICHARD,
MARK SIMS, RICHARD WILLIAMS
and DETECTIVE GONCZESKI
Defendants.

CIVIL ACTION NO. 1:01-CV-1015

(Judge Kane)

VERIFICATION

I, Tyrone P. James, swear, under penalty of perjury, that the foregoing petition is true and correct to the best of my knowledge and belief, pursuant to 28 U.S.C. 1745.

Sincerely submitted,

Dated: November 22, 2003.



Tyrone P. James

BY: [Signature]

U.S. Marshal

Harrisburg, PA 17109-0001

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

TYRONE P. JAMES

Plaintiff

v.

YORK COUNTY POLICE DEPARTMENT,

JAMES A. ZOGRA, RICHARD PENNIGON,

RAYMOND D. CRUEL, JOHN PELL,

DET. ROSELYN CO. BARHAM,

RANDY ELLIS, BRIAN WENTWORTH,

and DETECTIVE ELMOTRICK

Defendants

CIVIL ACTION NO. 1:01-CV-1015

(Judge Aron)

COMPLAINT OF PLAINT

I, Tyrone P. James, Plaintiff, hereby certified that, I am duly
serving a true and correct copy to assigned counsel, in letter to counsel, of
Plaintiff's Request for Production of Documents and Answer and Interrogatories
in the manner set forth below to the following:

By First Class U.S. Mail:

By First Class U.S. Mail:

Jason C. Christman, Esquire
Office of Attorney General
1400 Cherry, Cherryman Square
Harrisburg, PA 17109

David L. Reihart, Esquire
Law Office Of David L. Reihart
2000 Eastman Blvd., Suite 204
York, PA 17402

Date: November 22, 2003.

Tyrone James

Tyrone P. James

AK 1151

P.O. Box A

Sellefforte, PA 15823-1020

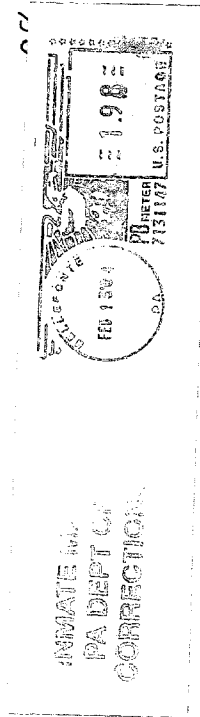
Lyone James
EX 9451
P.O. Box A
Bellevante, PA 16823-0820

FILED
HARRISBURG

FEB 17 2004

MARY E. D'ANDREA, CLERK
PSE
DEPUTY CLERK

Legal Mail



Office of the Clerk
United States District Court
Middle District of Pennsylvania
228 WALNUT STREET
P.O. Box 983
Harrisburg, PA 17108

